

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

UNITED STATES OF AMERICA,

NO. MJ10-152

Plaintiff,

V.

DETENTION ORDER

DANIEL RUTILLO OMELI,

Defendant.

Offense charged:

Count 1: Conspiracy to Distribute Methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(A) and 846

Date of Detention Hearing: April 8, 2010

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of the pending charges. Application of the presumption is appropriate in this case.
2. Defendant was stopped with a substantial amount of methamphetamine in his car and a firearm.

DETENTION ORDER

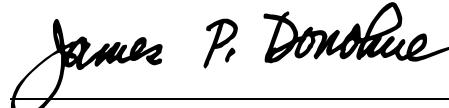
18 U.S.C. § 3142(i)

- 1 3. The evidence against the defendant, although the least important 18 U.S.C. §
- 2 3142(g) detention factor, is strong.
- 3 4. When defendant was stopped, he was on a bond for similar charges, indicating
- 4 an unwillingness or inability to comply with supervision.
- 5 5. Defendant is associated with two social security number and aliases.
- 6 6. There are no conditions or combination of conditions other than detention that
- 7 will reasonably assure the appearance of defendant as required or ensure the
- 8 safety of the community.

9 IT IS THEREFORE ORDERED:

- 10 (1) Defendant shall be detained and shall be committed to the custody of the
- 11 Attorney General for confinement in a correction facility separate, to the extent
- 12 practicable, from persons awaiting or serving sentences or being held in custody
- 13 pending appeal;
- 14 (2) Defendant shall be afforded reasonable opportunity for private consultation with
- 15 counsel;
- 16 (3) On order of a court of the United States or on request of an attorney for the
- 17 government, the person in charge of the corrections facility in which defendant
- 18 is confined shall deliver the defendant to a United States Marshal for the
- 19 purpose of an appearance in connection with a court proceeding; and
- 20 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
- 21 counsel for the defendant, to the United States Marshal, and to the United States
- 22 Pretrial Services Officer.

23 DATED this 8th day of April, 2010.

24 
25 JAMES P. DONOHUE
26 United States Magistrate Judge